

## Department of State

## § 173.5

site or third-party platforms, a determination will be made as to whether it is a permanent Department record under the Department's applicable Records Disposition Schedule ("RDS"). Permanent records will be transferred in their entirety to the National Archives and Records Administration ("NARA") according to the RDS; *see* 36 CFR 1256.98 for information about how to request Department Program Material that has been transferred to NARA. Material designated as "temporary" under the applicable RDS will be destroyed once it has been removed from the Department or third-party sites.

### § 173.4 Terms of use and other compliance.

Requesters and users of Department Web sites, or third-party Web sites con-

taining Program Material, are responsible for complying with the Terms of Use applicable to any such site. Requesters are also solely responsible for complying with any applicable statutes governing the use of such material and securing appropriate licenses for use of such material, if required.

### § 173.5 Fees.

(a) The Department will make Program Material available online (*i.e.*, in digital format) at no cost.

(b) The Department may collect a fee for reimbursement of the reasonable costs incurred to fulfill requests for Program Material not available online. Such requests, including fees applicable thereto, shall be governed by part 171, subpart B of this subchapter.